

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

WISCONSIN CARRY, INC.,
KRYSTA SUTTERFIELD, and
NAZIR AL-MUJAAHID,

Plaintiffs,

v.

Case No. 12-CV-352

CITY OF MILWAUKEE,
JOHN Chisholm, in his official capacity
as District Attorney of Milwaukee
County, Wisconsin, DAVID ZIEBELL,
and ALAN SEER,

Defendants.

ORDER

Federal courts are courts of limited jurisdiction and can only hear “cases or controversies” as authorized by Article III of the Constitution. *Flast v. Cohen*, 392 U.S. 83, 94 (1968). Courts have an independent obligation to raise jurisdictional questions throughout the course of litigation. *FW/PBS, Inc. v. City of Dallas*, 493 U.S. 215, 231 (1990). Whether plaintiffs have standing to sue in federal court is one aspect of federal jurisdiction. *See id.*; *Allen v. Wright*, 468 U.S. 737, 750–51 (1984). The court questions whether plaintiffs Al-Mujaahid, Sutterfield, and Wisconsin Carry, Inc. have standing to demand some or all of the relief requested in plaintiffs’ second Amended Complaint (Docket #42). Because the issue of standing was not addressed in summary judgment briefing, the court will offer the parties the opportunity to brief the issue.

THEREFORE, IT IS ORDERED that the parties may submit briefs on the issue of standing by Monday, July 21, 2014.

Dated at Milwaukee, Wisconsin, this 11th day of July, 2014.

s/ Lynn Adelman

LYNN ADELMAN
District Judge